D.B. CRIMINAL PAROLE WRIT PETITION NO. 1657/2006
(Sunil Sindhi Vs. The National Capital Territory of Delhi & Anr.)

DATE OF ORDER : 17.07.2006

HON'BLE MR. JUSTICE N.N.MATHUR
HON'BLE MR. JUSTICE R.P.VYAS

By post.
Mr. J.P.S.Choudhary, Public Prosecutor.

The instant petition has been registered on the letter of convict–Sunil Sindhi, who is undergoing a sentence of imprisonment for life for offence under Section 302 IPC. It appears that petitioner Sunil Sindhi along with four other accused persons was charged for the murder of one Nag Singh. They were found guilty of decoity and murder, as such, the learned Additional Sessions Judge, Barmer convicted and sentenced them for imprisonment for life by the judgment dated 12.4.1996 in Sessions Case No.35/93. The said judgment was confirmed by the Division Bench of this Court by judgment dated 11.1.2001. The petitioner was transferred from Central Jail, Jodhpur to Central Jail, Rohini in August 2005. The jail department has furnished the requisite information in the prescribed proforma. The petitioner has undergone a substantive sentence of 12 years and 06 months. He has earned remission of 2 years and 3 months. But, this period cannot be included in computing 14 years under the provisions of Section 433-A. Thus, his case for pre-mature release is not ripe. It further

appears that presently he is confined in Central Jail No.2, Tihar, New Delhi. The petitioner has given his address as follows:-

> "Sunil Kumar S/o Sh. Ram Chander by caste Sindhi, House No.70-A/313, Purana Tezab Mill, Bhola Nath Nagar, Shahdara, Delhi.

Considering all the facts and circumstances of the case, it is directed that petitioner–Sunil Sindhi S/o Ram Chander shall be released on parole for a period of 30 days from the date of his release on furnishing a personal bond in the sum of Rs.1 lac and two sureties in the sum of Rs.50,000/- each of the satisfaction of the Superintendent, Central Jail No.2, Tihar, New Delhi on usual conditions. The Superintendent, Central Jail No.2, Tihar, New Delhi will inform the concerned police stations. The Superintendent, Central Jail No.2, Tihar, New Delhi will also give a date for the surrender of petitioner-Sunil Sindhi S/o Ram Chander. A copy of this order be sent to the convict.

(R.P.VYAS),J. **(N.N.MATHUR),J.**

msr